

NO POSITION

January 27, 2010

***STATE RETIREMENT SYSTEMS
STAFF REPORT ON LEGISLATION AFFECTING
THE STATE EMPLOYEES' RETIREMENT SYSTEM
THE GENERAL ASSEMBLY RETIREMENT SYSTEM***

96th General Assembly

HOUSE BILL 4339 – Representative Tom Cross

PROPOSAL

House Bill 4339 amends the General Assembly Retirement System (GARS) and State Employees' (SERS) Articles of the Pension Code to provide that persons who become constitutional officers or members of the General Assembly after the effective date of the amendatory Act will become members of the State Employees' Retirement System (SERS), rather than members of GARS.

COMMENT

Currently, constitutional officers or members of the General Assembly become members of GARS and are excluded from participation in SERS. House Bill 4339 changes the definition of "member" within the GARS Article to exclude persons who become constitutional officers or members of the General Assembly after the effective date of the amendatory Act. The bill also specifies these persons will be considered "employees" covered by SERS, but will not be subject to serving a qualifying period.

RECOMMENDATION

It is the recommendation of staff that we take no position on House Bill 4339.